

IN THE UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF GEORGIA  
STATESBORO DIVISION

FILED  
U.S. DISTRICT COURT  
AUGUSTA DIV.

23 DEC -1 AM 11:32

BONNIE WARREN,

Plaintiff,

v.

RENASANT BANK,

Defendant.

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CV 622-064

CLERK   *QJ*    
SD. DIST. OF GA.

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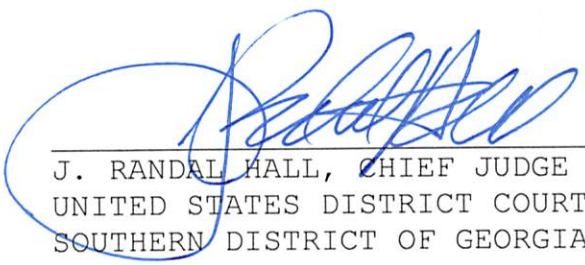
O R D E R

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Before the Court is Plaintiff's notice of voluntary dismissal. (Doc. 41.) Federal Rule of Civil Procedure 41 governs the dismissal of actions including notices of dismissal. Rule 41(a)(1)(A)(i) allows a plaintiff to dismiss a case without a court order by filing "a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment." Here, however, Defendants filed an answer to both the original and amended complaints. (Docs. 1, 19.) Therefore, Rule 41(a)(1)(A)(i) is not a proper mechanism for Plaintiff to voluntarily dismiss this case.

Based on the foregoing, Plaintiff's notice of dismissal is invalid. If Plaintiff wants to dismiss the above-named Defendant, she is instructed to re-file in compliance with either Rule 41(a)(1)(A)(ii) or Rule 41(a)(2).

ORDER ENTERED at Augusta, Georgia, this 15<sup>th</sup> day of  
*December*, 2023.



J. RANDAL HALL, CHIEF JUDGE  
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF GEORGIA